

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

**FILED**  
ASHEVILLE, NC  
OCT 14 2011  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF NC

MEINEKE CAR CARE CENTERS, INC., )

Plaintiff, )

vs. )

U.S. AUTOMOTIVE, INC., and )  
WILLIAM R. BRADSHER, JR., )

Defendants. )

CIVIL ACTION NO.  
3:11-CV-00265

**FINAL CONSENT JUDGMENT**

The parties having advised the Court that they have settled the above captioned case ("Case"), and that they have agreed that the Court shall enter an Order pursuant to a Settlement Agreement attached hereto as **Exhibit A** by and between the parties to this action,

It is this 14<sup>th</sup> day of October ~~September~~, 2011 hereby **ORDERED, ADJUDGED, AND DECREED** that:

A Judgment be granted to Meineke Car Care Centers, Inc. against Defendants U.S. Automotive, Inc. and William R. Bradsher, Jr. in the amount of Eighteen Thousand Two Hundred and Seventy-Five and 31/100 Dollars (\$18,275.31);

IT IS FURTHER ORDERED that Defendants U.S. Automotive, Inc. and William R. Bradsher, Jr. shall cease and refrain from for a period of one year from the date they begin compliance with such covenant not to compete, from directly or indirectly (such as through corporations or other entities owned or controlled by them), owning a legal or beneficial interest in, managing, operating or consulting with: any business performing exhaust, brakes, or shocks and struts services at the premises of former Meineke Center No. 1280 located at 3427-B Holland Road, Virginia Beach, VA 23452 or within six (6) miles of former Center No. 1280 or within six (6)

miles of any other Meineke Center existing as of the date that Meineke Center 1280 terminated;

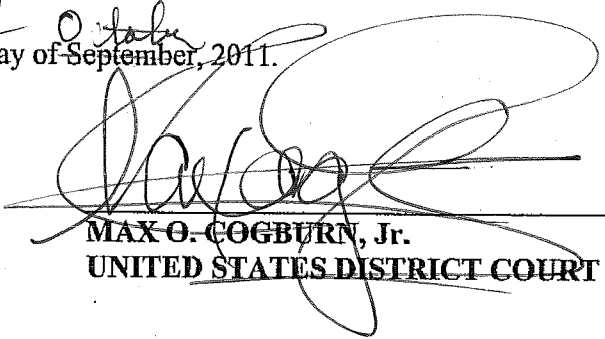
IT IS FURTHER ORDERED that Defendants U.S. Automotive, Inc. and William R. Bradsher, Jr. cease making any representation or statement that Defendants or the business located at 3427-B Holland Road, Virginia Beach, VA 23452 is in any way approved, endorsed or licensed by Meineke, or are identified with Meineke in any way, including but not limited to: (i) doing everything required by the telephone company, including but not limited to, the payment of all outstanding telephone bills and the signing of all relevant telephone authorization transfer documents, to release or transfer to Meineke the telephone number (757) 368-2656 now being used by Defendants' business located at 3427-B Holland Road, Virginia Beach, VA 23452 that has been advertised in conjunction with Meineke's name, logo and Marks; and (ii) cease using and/or remove and/or have removed any names, marks, signs, forms, advertising, manuals, computer software, supplies, products, merchandise and all other things and materials of any kind which are identified or associated with the Meineke name, logo, marks or trade dress, or which contain a name, logo, mark or trade dress confusingly similar to the Meineke name, logo, marks or trade dress, including, but not limited to the black and yellow signage that lists Meineke's services.

IT IS FURTHER ORDERED that for every day that that Defendants U.S. Automotive, Inc. and William R. Bradsher, Jr. violate the Court's Order as to paragraphs two (2) and three (3) of this Order, the time frame enumerated in those Orders shall be extended by one (1) day;


IT IS FURTHER ORDERED that all other claims in this action are dismissed with prejudice, including all other claims in this action against Defendants U.S. Automotive, Inc. and William R. Bradsher, Jr., and the clerk is ordered to close this file;

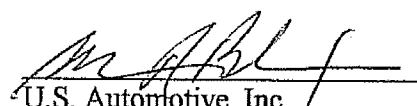
The Court retains jurisdiction over the parties to enforce the provisions of this Order.

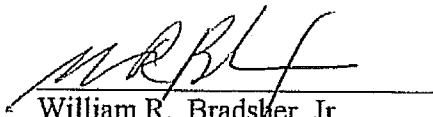
SO ORDERED, this 14<sup>th</sup> day of September, 2011.

  
MAX O. COGBURN, Jr.  
UNITED STATES DISTRICT COURT JUDGE

CONSENTED TO IN FORM AND SUBSTANCE:

  
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